

**OF THE STATE OF MISSOURI**

**Case No. XD-2006-0069**

## ORDER CANCELING INTEREXCHANGE CERTIFICATE AND TARIFF

Effective Date: September 1, 2005

On August 9, 2005, the Staff of the Commission filed a Motion to Open Case and Cancel Certificate of Service Authority. Staff requested that the Commission cancel Orion Telecommunications Corp.'s interexchange certificate of service authority and accompanying tariff. The Commission granted that certificate in Case No. XA-2003-0575.

Staff stated that Orion should no longer have its interexchange certificate and tariff because the Missouri Secretary of State revoked Orion's authority to conduct business in Missouri for failing to file its annual registration report. Also, Staff stated that Orion had filed for bankruptcy protection, and that as a result of a Chapter 7 bankruptcy, Orion sold substantially all of its assets. Further, Staff stated that Orion failed to file annual reports for 2003 and 2004, and that to Staff's knowledge, Orion is no longer providing telecommunications service in Missouri. Orion owes no assessment.

Commission Rule 4 CSR 240-2.081(15) states that parties have 10 days to respond to motions. Orion failed to respond to Staff's motion within 10 days.

Section 392.410, RSMo 2000, gives the Commission authority over granting of certificates of service authority to provide telecommunications services. The Commission has reviewed Staff's motion, and finds that it should cancel Orion's interexchange telecommunications certificate of service authority and accompanying tariff.

**IT IS THEREFORE ORDERED:**

1. That the Staff of the Commission's Motion to Open Case and Cancel Certificate of Service Authority is granted.
2. That the interexchange telecommunications certificate of service authority granted to Orion Telecommunications Corp. in Case No. XA-2003-0575, is canceled.
3. That the accompanying interexchange tariff, M.P.S.C. Tariff No. 1, is canceled.
4. That this order shall become effective on September 1, 2005.
5. That this case may be closed on September 2, 2005.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Ronald D. Pridgin, Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 22nd day of August, 2005.